

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**MOSES ET AL.,**

**Plaintiffs,**

**-against-**

**CONSOLIDATED EDISON COMPANY OF  
NEW YORK, INC., ET AL.,**

**Defendants.**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC#:  
DATE FILED: 7/25/2023

**18-cv-01200 (ALC) (OTW)**

**ORDER**

**ANDREW L. CARTER, United States District Judge:**

The Court is in receipt of the Plaintiffs' proposed Rule 23 Class Notice. *See* ECF No. 683. The parties have conferred and agreed to the content of the Class Notice and a plan for dissemination of the notice to the Class Members. ECF No. 706.

Pursuant to Fed. R. Civ. P. 23(c)(2), the parties' agreed-to Class Notice, at ECF No. 683-1, states in clear and concise plain, easily understood language: (i) the nature of the action; (ii) the definition of the class certified; (iii) the class claims, issues, or defenses; (iv) that a class member may enter an appearance through an attorney if the member so desires; (v) that the court will exclude from the class any member who requests exclusion; (vi) the time and manner for requesting exclusion; and (vii) the binding effect of a class judgment on members. The Court hereby **APPROVES** the Class Notice<sup>1</sup>.

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<sup>1</sup> Plaintiffs, however, are directed to remove Defendant Winton Smith from the Class Notice form. ECF Nos. 698, 710.

**SO ORDERED.**

**Dated: July 25, 2023**  
**New York, New York**

A handwritten signature in black ink, reading "Andrew L. Carter, Jr.", written in a cursive style.

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**ANDREW L. CARTER, JR.**  
**United States District Judge**